

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 911

March 23, 2023

SUMMARY OF BILL: Extends, from three years to ten years, the period of time during which a victim of aggravated rape or rape may notify law enforcement or the office of the District Attorney General (AG) of the offense in order for the offender to be prosecuted, tried, and punished at any time after the commission of the offense.

FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Pursuant to Tenn. Code Ann. § 40-2-101(*l*), a person may be prosecuted, tried, and punished at any time after the commission of aggravated rape, or rape, for the offense committed on or after July 1, 2014, if:
 - The victim was an adult at the time of the offense; and
 - The victim notifies law enforcement or the AG of the offense within three years of the offense.
- The proposed legislation extends the time period a victim of aggravated rape or rape has to notify law enforcement or the AG of the offense, from three years to ten years, for an offense that occurs on or after July 1, 2023, in order for the offender to be prosecuted, tried, and punished at any time after the commission of the offense.
- Under current law, an offense of aggravated rape or rape occurring on or after July 1, 2023 would have to be reported by July 1, 2026 in order for the offender to be prosecuted, tried, and punished at any time after the commission of the offense.
- As such, the first year of possible impact resulting from extending the time period, from three years to ten years, a victim has to report the offense of aggravated rape or rape to law enforcement is FY26-27.
- Pursuant to Tenn. Code Ann. § 9-4-210, this analysis estimates the highest cost for admissions in the next three years; therefore, any additional time added by the proposed legislation resulting in sentences exceeding three years in length surpasses the window of this analysis and will not significantly impact incarceration costs.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

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